

On motion of Senator Mauzy and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

**BILL REMOVED FROM LOCAL AND UNCONTESTED BILLS  
CALENDAR**

The following bill was removed from the Local and Uncontested Bills Calendar:

Bill Number	Senators Objecting
C.S.S.B. 1068	Lombardino, Mengden

**CONCLUSION OF SESSION FOR LOCAL AND UNCONTESTED BILLS  
CALENDAR**

The Presiding Officer (Senator Adams in Chair) announced that the session for the consideration of the Local and Uncontested Bills Calendar was concluded.

**ADJOURNMENT**

On motion of Senator Aikin the Senate at 9:07 o'clock a.m. adjourned until 10:30 o'clock a.m. today.

**SIXTY-SECOND DAY  
(Thursday, May 5, 1977)**

The Senate met at 10:30 a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present: Adams, Aikin, Andujar, Braecklein, Brooks, Creighton, Doggett, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Williams.

Absent-excused: Clower, Truan.

A quorum was announced present.

The Reverend Bob Mize, Associate Minister, Broadway Church of Christ, Lubbock, Texas, offered the invocation as follows:

God, Father of nations, and Father of our fathers, we thank You for being real to us...real in power and purpose. May we know You as the Originator and Sustainer of the human race. We praise You for Your greatness and we ask that You make our state and nation great. May You be enthroned in this chamber, O God, and may the power of Your Son, Jesus Christ, be known to us, each one. We claim Your wisdom which You have promised us.

In Jesus' name, Amen.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

### LEAVES OF ABSENCE

Senator Truan was granted leave of absence for today on account of important business on motion of Senator Schwartz.

Senator Clower was granted leave of absence for today on account of important business on motion of Senator Mauzy.

### REPORTS OF STANDING COMMITTEES

Senator Snelson submitted the following report for the Committee on Intergovernmental Relations:

H.B. 1140  
H.B. 1510  
H.B. 2148  
H.B. 1201  
H.B. 1482  
H.B. 927  
H.B. 928  
H.B. 1733  
S.B. 1283  
S.C.R. 91  
S.B. 1288  
C.S.S.B. 1233 (Read first time)

Senator Moore submitted the following report for the Committee on State Affairs:

S.B. 1248  
S.B. 1303 (Amended)  
H.B. 1788  
S.B. 1116 (Amended)  
S.B. 1298  
S.B. 532  
H.B. 1703  
S.B. 1300  
H.B. 893  
C.S.S.B. 1247 (Read first time)  
C.S.H.B. 1743 (Read first time)  
C.S.S.B. 1094 (Read first time)

Senator Sherman submitted the following report for the Committee on Natural Resources:

H.B. 8 (Amended)  
S.J.R. 54  
S.C.R. 76  
S.C.R. 77

S.C.R. 78  
H.C.R. 101  
S.R. 471  
H.B. 567  
C.S.S.B. 632 (Read first time)  
H.B. 700  
S.B. 957  
H.B. 1181  
C.S.S.B. 1194 (Read first time)  
H.B. 1195  
S.B. 1246  
S.B. 1286  
C.S.S.B. 1291 (Read first time)  
H.B. 1292  
H.B. 1357  
H.B. 1729  
H.B. 1747  
H.B. 2133  
H.B. 2138  
H.B. 2159  
H.B. 2180

Senator Schwartz submitted the following report for the Committee on Jurisprudence:

S.B. 672  
S.B. 1260  
S.B. 811  
H.B. 1222  
H.B. 1124  
H.B. 786  
H.B. 557  
C.S.S.B. 646 (Read first time)  
S.B. 310 (Amended)  
C.S.H.B. 782 (Read first time)  
C.S.S.B. 489 (Read first time)

#### SENATE BILLS ON FIRST READING

By unanimous consent, the following bills were introduced, read first time and referred to the Committee indicated:

S.B. 1310 by Aikin Finance  
Relating to travel expense reimbursements and the state's participation in group insurance premiums for state officers and employees; amending Chapter 2, Acts of the 64th Legislature, 1975 (Article 6813c, Vernon's Texas Civil Statutes).

S.B. 1311 by Truan Intergovernmental Relations  
Relating to the creation, establishment, administration, maintenance, operation, and financing of Kleberg County Hospital District of Kleberg County, Texas, by authority of Article IX, Section 9, of the Texas Constitution.

S.B. 1312 by Creighton Intergovernmental Relations

Relating to the creation of the office of district attorney for the 97th Judicial District; and declaring an emergency.

**S.B. 1313** by Hance Intergovernmental Relations  
Relating to the creation of the 273rd Judicial District composed of Ector County; amending Subchapter C, Judicial Districts Act of 1969, as amended (Article 199a, Vernon's Texas Civil Statutes), by adding Section 3.098.

**S.B. 1314** by Sherman Intergovernmental Relations  
Relating to the compensation and expenses of the court reporter of the 31st Judicial District; repealing Chapter 190, Acts of the 61st Legislature, Regular Session, 1969, as amended (Article 2326j-29, Vernon's Texas Civil Statutes).

#### **BILLS ORDERED NOT PRINTED**

On motion of Senator Sherman and by unanimous consent, the following bills were ordered not printed:

S.B. 1286	H.B. 2138
C.S.S.B. 1291	H.B. 8
S.B. 1246	H.B. 1357
S.B. 957	H.B. 1195
S.R. 471	H.B. 1181
S.C.R. 76	H.B. 567
S.C.R. 77	H.B. 700
S.C.R. 78	H.B. 1747
H.C.R. 101	H.B. 2159
H.B. 2133	H.B. 1292
H.B. 1729	H.B. 2180

#### **BILLS ORDERED NOT PRINTED**

On motion of Senator Snelson and by unanimous consent, the following bills were ordered not printed:

S.B. 1283	H.B. 1201
S.B. 1288	H.B. 1482
S.C.R. 91	H.B. 927
H.B. 1140	H.B. 928
H.B. 2148	H.B. 1733

#### **BILLS ORDERED NOT PRINTED**

On motion of Senator Moore and by unanimous consent, the following bills were ordered not printed:

S.B. 532  
S.B. 1248  
C.S.S.B. 1094  
S.B. 1303

**BILLS AND RESOLUTION SIGNED**

The President announced the signing in the presence of the Senate after the caption had been read, the following enrolled bills and resolution:

**H.C.R. 150**

**H.B. 497**

**H.B. 817**

**H.B. 945**

**MESSAGE FROM THE HOUSE**

House Chamber

May 5, 1977

Honorable William P. Hobby  
President of the Senate

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H.C.R. No. 156, in memory of Mrs. Joe (Clarice) Spurlock.

Respectfully submitted,  
**BETTY MURRAY**, Chief Clerk  
House of Representatives

**SENATE RESOLUTION 581 ON SECOND READING**

On motion of Senator Ogg and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading:

**S.R. 581**, Providing for the creation of a special interim committee to study the use of Texas beaches.

The resolution was read.

Senator Ogg offered the following amendment to the resolution:

Amend **S.R. 581** by adding "environmental matters; and a private citizen with a background in" after line 28.

The amendment was read and was adopted.

On motion of Senator Ogg and by unanimous consent, the caption was amended to conform to the body of the resolution as amended.

The resolution as amended was adopted.

**HOUSE CONCURRENT RESOLUTION 156 ON SECOND READING**

The President laid before the Senate on its second reading the following resolution:

**H.C.R. 156**, In memory of Mrs. Joe (Clarice) Spurlock.

The resolution was read.

On motion of Senator Andujar and by unanimous consent, the resolution was considered immediately and was adopted by a rising vote of the Senate.

On motion of Senator Meier and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereto.

### **HOUSE BILL 1082 ON SECOND READING**

On motion of Senator Harris and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**H.B. 1082**, A bill to be entitled An Act relating to the deposit of and accounting for securities by designated state depositories with the Federal Reserve Bank of Dallas; amending Article 2530, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

The bill was read second time and was passed to third reading.

### **RECORD OF VOTE**

Senator Hance asked to be recorded as voting "Nay" on the passage of the bill to third reading.

### **HOUSE BILL 1082 ON THIRD READING**

Senator Harris moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **H.B. 1082** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 0.

Absent: Parker.

Absent-excused: Clower, Truan.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 1.

Yeas: Adams, Aikin, Andujar, Braecklein, Brooks, Creighton, Doggett, Farabee, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Williams.

Nays: Hance.

Absent: Parker.

Absent-excused: Clower, Truan.

### **SENATE BILL 124 ON SECOND READING**

On motion of Senator Schwartz and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 124**, A bill to be entitled An Act relating to the refund of fees for alcoholic beverage permits and licenses; amending Section 15(b), Article I, Texas Liquor Control Act, as amended (Article 666-15b, Vernon's Texas Penal Auxiliary Laws); adding Subsection (j) to Section 7, Article II, Texas Liquor Control Act, as amended (Article 667-7, Vernon's Texas Penal Auxiliary Laws).

The bill was read second time and was passed to engrossment.

### **RECORD OF VOTES**

Senators Mauzy and Adams asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

### **SENATE BILL 124 ON THIRD READING**

Senator Schwartz moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 124** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 4.

Yeas: Andujar, Braecklein, Brooks, Creighton, Doggett, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Williams.

Nays: Adams, Aikin, Longoria, Mauzy.

Absent-excused: Clower, Truan.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote: Yeas 25, Nays 4.

Yeas: Andujar, Braecklein, Brooks, Creighton, Doggett, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Williams.

Nays: Adams, Aikin, Longoria, Mauzy.

Absent-excused: Clower, Truan.

### COMMITTEE SUBSTITUTE SENATE BILL 998 ON SECOND READING

Senator Ogg asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

**C.S.S.B. 998**, Relating to loan fees and interest collected by banks in connection with certain loans; amending Article 8, Subchapter V, The Texas Banking Code of 1943 (Article 342-508, Vernon's Texas Civil Statutes).

There was objection.

Senator Ogg then moved to suspend the regular order of business and take up **C.S.S.B. 998** for consideration at this time.

The motion prevailed by the following vote: Yeas 26, Nays 2.

Yeas: Adams, Aikin, Andujar, Braecklein, Brooks, Creighton, Doggett, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, McKnight, Meier, Mengden, Moore, Ogg, Parker, Schwartz, Sherman, Snelson, Traeger, Williams.

Nays: Mauzy, Patman.

Absent: Santiesteban.

Absent-excused: Clower, Truan.

The President then laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

### RECORD OF VOTES

Senators Sherman, Patman and Mauzy asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

### COMMITTEE SUBSTITUTE SENATE BILL 998 ON THIRD READING

Senator Ogg moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 998** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 2.

Yeas: Adams, Aikin, Andujar, Braecklein, Brooks, Creighton, Doggett, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, McKnight, Meier, Mengden, Moore, Ogg, Parker, Schwartz, Sherman, Snelson, Traeger, Williams.

Nays: Mauzy, Patman.



Absent: Santiesteban.

Absent-excused: Clower, Truan.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

### **RECORD OF VOTES**

Senators Sherman, Patman and Mauzy asked to be recorded as voting "Nay" on the final passage of the bill.

### **SENATE BILL 592 ON SECOND READING**

On motion of Senator Hance and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 592**, Relating to the powers and duties of the Commission for the Texas Civil Air Patrol; amending Sections 2 and 6 of and adding Section 2a to Chapter 521, Acts of the 62nd Legislature, Regular Session, 1971 (Article 4413(40), Vernon's Texas Civil Statutes).

The bill was read second time and was passed to engrossment.

### **SENATE BILL 592 ON THIRD READING**

Senator Hance moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 592** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 0.

Absent: Santiesteban.

Absent-excused: Clower, Truan.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

### **EXECUTIVE SESSION**

The President announced that the time had arrived for an Executive Session of the Senate. (Senator McKnight having given Notice on yesterday.)

Senator Mauzy moved that Senate Rule 41 be suspended in order to consider nominations scheduled for today in open session.

The motion was lost by the following vote: Yeas 12, Nays 16.

Yeas: Aikin, Braecklein, Brooks, Doggett, Jones of Harris, Longoria, Mauzy, Ogg, Parker, Patman, Schwartz, Sherman.

Nays: Adams, Andujar, Creighton, Farabee, Hance, Harris, Jones of Taylor, Kothmann, Lombardino, McKnight, Meier, Mengden, Moore, Snelson, Traeger, Williams.

Absent: Santiesteban.

Absent-excused: Clower, Truan.

Accordingly, the President at 11:00 o'clock a.m. directed all those not entitled to attend the Executive Session of the Senate to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.

At the conclusion of the Executive Session, the President called the Senate to order as In Legislative Session at 11:24 o'clock a.m.

The President asked if there were requests to sever nominees

There were no requests to sever.

Senator McKnight moved confirmation of those nominees reported by the Committee on State Affairs, Subcommittee on Nominations and considered in Executive Session.

The following nominees were confirmed by the following vote: Yeas 29, Nays 0.

Absent-excused: Clower, Truan.

#### NOMINEES CONFIRMED

To be a Member of the TEXAS BOARD OF CORRECTIONS: H. B. (Bartell) Zachry, Jr., Bexar County (term expires 2-15-79).

To be Members of the BANDERA COUNTY RIVER AUTHORITY (all reappointments-terms expire 1-31-83): Elton Frank Boultinghouse, Uvalde County; Henry Fisher, Uvalde County; R. E. Adams, Bandera County; J. B. Edwards, Bandera County (term expires 1-31-79).

To be Members of the STATE SEED AND PLANT BOARD (all reappointments): Grady C. Clark, Jr., Nueces County (term expires 10-6-78); Wilmer Smith, Lynn County (term expires 10-6-78).

To be a Member of the Board of Directors, SAN ANTONIO RIVER AUTHORITY: Mrs. William G. McCampbell, Jr., Goliad County (term expires 12-31-78).

To be Members of the Board of Directors, RIO GRANDE VALLEY POLLUTION CONTROL AUTHORITY (reappointments): Dr. Armando Cuellar, Hidalgo County (term expires 4-30-79); Earl Van Mitchell, Hidalgo County (term expires 4-30-79); Garland F. Smith, Hidalgo County (term expires 4-30-79).

To be Members of the ADVISORY COUNCIL ON SMALL BUSINESS ASSISTANCE (all reappointments-terms expire 1-31-83): Dick Burdick, Bastrop County; Eliseo Sandoval, Hidalgo County; George N. Wyche, Harris County.

To be Members of the Board of Directors, LAVACA-NAVIDAD RIVER AUTHORITY (all reappointments-term expire 5-1-83): Claudius Branch, Jackson County; W. C. (Bill) Hollingsworth, Jackson County; Arnold Koop, Jackson County.

To be Members of the STATE BOARD OF NURSE EXAMINERS (terms expire 1-31-83): Mrs. Claud B. (Mary Virginia) Jacobs, Lavaca County; Mrs. June Murphy, Smith County.

To be Members of the STATE BOARD OF EXAMINERS IN SOCIAL PSYCHOTHERAPY (reappointments-terms expire 1-31-83): Dr. William Gilliam Hill, Travis County; Dr. William S. Taegel, Harris County.

To be a Member of the STATE COMMISSION FOR THE DEAF (terms expire 1-31-83): Jim Scoggins, Dallas County; Gerry Gammage, Dallas County (reappointment).

To be Members of the TEXAS PRIVATE EMPLOYMENT AGENCY REGULATORY BOARD (terms expire 1-31-83): J. Robert Thompson, Fort Bend County; Ronald E. Daniels, Kendall County.

To be Members of the RIO GRANDE VALLEY MUNICIPAL WATER AUTHORITY (reappointments-terms expire 4-30-79): Richard Gutierrez, Starr County; Bill Rapp, Willacy County; Omar Rodriguez, Cameron County; Nathan L. Winters, Hidalgo County.

To be Members of the TEXAS CONSERVATION FOUNDATION (all reappointments-terms expire 1-31-83): Gene R. Hendryx, Brewster County; Robert H. Lackner, Jr., Cameron County.

To be Members of the RADIATION ADVISORY BOARD (all reappointments-terms expire 4-16-83): Edwin B. Locke, Dallas County; Frank L. Paschal, Jr., Tarrant County.

To be Members of the TEXAS OPTOMETRY BOARD (all reappointments-terms expire 1-31-83): John B. Bowen, O.D., Lubbock County; N. Jay Rogers, O.D., Jefferson County.

To be Members of the TEXAS HISTORICAL COMMISSION (terms expire 1-1-83): J. Clifton Caldwell, Shackelford County (reappointment); Kenyon F. Clapp, Bell County; Mrs. Kenneth Danklefs, Travis County; Ms. Sybil Dickinson, Travis County; Mrs. Argyle A. McAllen, Hidalgo County; Mrs. Menton Murray, Sr., Cameron County.

To be a Member of the TEXAS COMMISSION ON SERVICES TO CHILDREN AND YOUTH (reappointment): Miss Brenda Lou Jeffers, Dallas County.

To be a Member of the ADVISORY COUNCIL ON YOUTH CAMP SAFETY (reappointment): Raymond B. Bean, Dallas County.

To be a Member of the STATE BOARD OF EXAMINERS IN SOCIAL PSYCHOTHERAPY: Robert W. Burcalow, Dallas County.

#### **COMMITTEE SUBSTITUTE SENATE BILL 979 ON SECOND READING**

On motion of Senator Mengden and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**C.S.S.B. 979**, Relating to the creation, powers, duties, and financing of certain public utility agencies.

The bill was read second time and was passed to engrossment.

#### **RECORD OF VOTE**

Senator Hance asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

#### **COMMITTEE SUBSTITUTE SENATE BILL 979 ON THIRD READING**

Senator Mengden moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 979** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Clower, Truan.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### **RECORD OF VOTE**

Senator Hance asked to be recorded as voting "Nay" on the final passage of the bill.

(Senator Mengden in Chair)

#### **COMMITTEE SUBSTITUTE SENATE BILL 959 ON SECOND READING**

Senator Brooks asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

**C.S.S.B. 959**, Relating to regulation of certain persons who engage in the practice of marriage and family counseling and therapy; providing penalties.

There was objection.

Senator Brooks then moved to suspend the regular order of business and take up **C.S.S.B. 959** for consideration at this time.

The motion prevailed by the following vote: Yeas 20, Nays 6.

Yeas: Andujar, Braecklein, Brooks, Creighton, Doggett, Farabee, Jones of Harris, Kothmann, Lombardino, Longoria, Mauzy, Meier, Mengden, Ogg, Parker, Santiesteban, Schwartz, Snelson, Traeger, Williams.

Nays: Adams, Aikin, Hance, Jones of Taylor, Patman, Sherman.

Absent: Harris, McKnight, Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

#### **RECORD OF VOTES**

Senators Farabee, Patman, Adams, Sherman and Jones of Taylor asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

#### **COMMITTEE SUBSTITUTE SENATE BILL 959 ON THIRD READING**

Senator Brooks moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 959** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 23, Nays 4.

Yeas: Andujar, Braecklein, Brooks, Creighton, Doggett, Farabee, Hance, Harris, Jones of Harris, Kothmann, Lombardino, Longoria, Mauzy, Meier, Mengden, Ogg, Parker, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Williams.

Nays: Adams, Aikin, Jones of Taylor, Patman.

Absent: McKnight, Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### **RECORD OF VOTES**

Senators Adams, Aikin, Patman, Sherman, Farabee and Jones of Taylor asked to be recorded as voting "Nay" on the final passage of the bill.

**COMMITTEE SUBSTITUTE SENATE BILL 510 ON SECOND READING**

On motion of Senator Snelson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**C.S.S.B. 510**, Relating to the establishment of a state cooperative purchasing service.

The bill was read second time and was passed to engrossment.

**COMMITTEE SUBSTITUTE SENATE BILL 510 ON THIRD READING**

Senator Snelson moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 510** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent: McKnight, Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**SENATE BILL 1101 ON SECOND READING**

Senator Jones of Taylor asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

**S.B. 1101**, Relating to prerequisites to use of motor vehicle insurance rates that are higher than promulgated rates; amending Section (a), Article 5.03, Insurance Code, as amended.

There was objection.

Senator Jones of Taylor then moved to suspend the regular order of business and take up **S.B. 1101** for consideration at this time.

The motion prevailed by the following vote: Yeas 22, Nays 4.

Yeas: Aikin, Braecklein, Brooks, Creighton, Doggett, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, Meier, Mengden, Ogg, Parker, Santiesteban, Schwartz, Snelson, Traeger, Williams.

Nays: Adams, Mauzy, Patman, Sherman.

Absent: Andujar, McKnight, Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time.

Senator Jones of Taylor offered the following committee amendment to the bill:

Amend **S.B. 1101** by adding the following after the stricken language on page 3 thereof:

“Any original or renewal policy of insurance issued pursuant to an approved plan of deviation shall have attached to or imprinted on the face of such policy the following notice: ‘The premium charged for this policy is greater than the premium rates promulgated by the State Board of Insurance.’ The notice shall be in prominent typesize.”

The committee amendment was read and was adopted.

On motion of Senator Jones of Taylor and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### **RECORD OF VOTES**

Senators Mauzy, Sherman, Hance and Doggett asked to be recorded as voting “Nay” on the passage of the bill to engrossment.

#### **SENATE BILL 1101 ON THIRD READING**

Senator Jones of Taylor moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 1101** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 21, Nays 5.

Yeas: Aikin, Braecklein, Brooks, Creighton, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, Meier, Mengden, Ogg, Parker, Santiesteban, Schwartz, Snelson, Traeger, Williams.

Nays: Adams, Doggett, Mauzy, Patman, Sherman.

Absent: Andujar, McKnight, Mbore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**RECORD OF VOTES**

Senators Adams, Mauzy, Patman, Sherman, Hance and Doggett asked to be recorded as voting "Nay" on the final passage of the bill.

**COMMITTEE SUBSTITUTE SENATE BILL 995 ON SECOND READING**

On motion of Senator Doggett and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**C.S.S.B. 995**, Relating to interest charged on certain life insurance policies and annuity contracts; amending Chapter 3, Insurance Code, as amended, by adding Article 3.62-2.

The bill was read second time and was passed to engrossment.

**COMMITTEE SUBSTITUTE SENATE BILL 995 ON THIRD READING**

Senator Doggett moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 995** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent: McKnight, Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**COMMITTEE SUBSTITUTE SENATE BILL 1068 ON SECOND READING**

Senator Mauzy asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

**C.S.S.B. 1068**, Relating to the regulation of real estate appraisers; amending Subdivision (2), Section 2, The Real Estate License Act, as amended (Article 6573a, Vernon's Texas Civil Statutes).

There was objection.

Senator Mauzy then moved to suspend the regular order of business and take up **C.S.S.B. 1068** for consideration at this time.

The motion prevailed by the following vote: Yeas 18, Nays 9.

Yeas: Adams, Aikin, Andujar, Creighton, Doggett, Farabee, Hance, Jones of Harris, Jones of Taylor, Longoria, Mauzy, Meier, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger.



Nays: Braecklein, Brooks, Harris, Kothmann, Lombardino, Mengden, Ogg, Parker, Williams.

Absent: McKnight, Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

### RECORD OF VOTES

Senators Braecklein, Williams, Lombardino and Mengden asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

### SENATE BILL 1052 ON SECOND READING

On motion of Senator Hance and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 1052**, Relating to local use and inspection fees for boats used on public water; amending Section 31.092, Parks and Wildlife Code, by adding Subsection (e).

The bill was read second time and was passed to engrossment.

### RECORD OF VOTE

Senator Meier asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

### SENATE BILL 1052 ON THIRD READING

Senator Hance moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 1052** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 23, Nays 2.

Yeas: Aikin, Brooks, Creighton, Doggett, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, Mauzy, Mengden, Ogg, Parker, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Williams.

Nays: Braecklein, Meier.

Absent: Adams, Andujar, McKnight, Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

### RECORD OF VOTE

Senator Meier asked to be recorded as voting "Nay" on the final passage of the bill.

### SENATE BILL 711 ON SECOND READING

On motion of Senator Schwartz and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 711**, Relating to an individual's access to personally identifiable information maintained by a state agency, etc., and declaring an emergency.

The bill was read second time.

Senator Schwartz offered the following amendment to the bill:

Amend **S.B. 711** by adding the following paragraph at the end of Sec. 5.

Nothing herein shall prohibit the release of only names and addresses of persons applying for or possessing licenses to engage in professional occupations, for the purpose of providing such persons with informational materials relating to available current professional educational materials and courses.

The amendment was read and was adopted.

On motion of Senator Schwartz and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

### SENATE BILL 711 ON THIRD READING

Senator Schwartz moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 711** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent: McKnight, Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**SENATE BILL 740 ON SECOND READING**

Senator Ogg asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

**S.B. 740**, Relating to the places in which the possession of burning tobacco products or the smoking of tobacco is prohibited; relating to the notice required to be displayed in such places and amending Section 48.01 of the Texas Penal Code.

There was objection.

Senator Ogg then moved to suspend the regular order of business and take up **S.B. 740** for consideration at this time.

The motion prevailed by the following vote: Yeas 18, Nays 6.

Yeas: Braecklein, Brooks, Doggett, Hance, Jones of Harris, Kothmann, Lombardino, Longoria, McKnight, Meier, Mengden, Ogg, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Williams.

Nays: Aikin, Farabee, Jones of Taylor, Mauzy, Parker, Patman.

Absent: Adams, Andujar, Creighton, Harris, Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time.

Senator Ogg offered the following committee amendment to the bill:

Amend Senate Bill 740 by striking the words "grocery store" on line 20, page 1.

The committee amendment was read and was adopted.

Senator Ogg offered the following committee amendment to the bill:

Amend Senate Bill 740 by striking the words "nursing home" on line 20, page 1.

The committee amendment was read and was adopted.

On motion of Senator Ogg and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

**RECORD OF VOTES**

Senators Mauzy, Aikin, Jones of Taylor and Patman asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

**SENATE BILL 740 ON THIRD READING**

Senator Ogg moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 740** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 23, Nays 4.

Yeas: Adams, Braecklein, Brooks, Creighton, Doggett, Farabee, Hance, Harris, Jones of Harris, Kothmann, Lombardino, Longoria, McKnight, Meier, Mengden, Ogg, Parker, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Williams.

Nays: Aikin, Jones of Taylor, Mauzy, Patman.

Absent: Andujar, Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**RECORD OF VOTES**

Senators Aikin, Mauzy and Jones of Taylor asked to be recorded as voting "Nay" on the final passage of the bill.

**NOTICE OF LOCAL AND UNCONTESTED BILLS CALENDAR**

On motion of Senator Adams and by unanimous consent, the Senate agreed to hold a Local and Uncontested Bills Calendar at 8:30 o'clock a.m. tomorrow.

**SENATE BILL 1200 ON SECOND READING**

On motion of Senator Farabee and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 1200**, Relating to credit on compensation paid by a county to an assistant of an ex-officio county school superintendent for purposes of the Teacher Retirement System.

The bill was read second time and was passed to engrossment.

**SENATE BILL 1200 ON THIRD READING**

Senator Farabee moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 1200** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 0.

Absent: Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### SENATE BILL 628 ON SECOND READING

Senator Ogg asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

**S.B. 628**, Relating to the appointment of presiding judges and clerks in certain elections, amending Section 15, Texas Election Code, as amended (Article 3.01, Vernon's Texas Election Code), and declaring an emergency.

There was objection.

Senator Ogg then moved to suspend the regular order of business and take up **S.B. 628** for consideration at this time.

The motion prevailed by the following vote: Yeas 23, Nays 4.

Yeas: Adams, Aikin, Brooks, Creighton, Farabee, Hance, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, Mauzy, McKnight, Meier, Ogg, Parker, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Williams.

Nays: Braecklein, Doggett, Harris, Mengden.

Absent: Andujar, Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time.

Senator Ogg offered the following amendment to the bill:

Amend Senate Bill 628, Section 1, by adding a new subsection (a), and renumbering subsequent subsections accordingly, to read as follows:

“(a) This Section shall be applicable only in counties with populations greater than 1,500,000, according to the most recent decennial census.”

The amendment was read and was adopted.

On motion of Senator Ogg and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

### RECORD OF VOTES

Senators Mengden and Harris asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

### SENATE BILL 628 ON THIRD READING

Senator Ogg moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 628** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 23, Nays 4.

Yeas: Adams, Aikin, Brooks, Creighton, Farabee, Hance, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, Mauzy, McKnight, Meier, Ogg, Parker, Patman, Santicsteban, Schwartz, Sherman, Snelson, Traeger, Williams.

Nays: Braecklein, Doggett, Harris, Mengden.

Absent: Andujar, Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote: Yeas 21, Nays 5, Present-Not Voting 1.

Yeas: Adams, Aikin, Brooks, Creighton, Farabee, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, Mauzy, McKnight, Meier, Ogg, Parker, Patman, Santiesteban, Schwartz, Sherman, Traeger, Williams.

Nays: Braecklein, Doggett, Hance, Harris, Mengden.

Present-Not Voting: Snelson.

Absent: Andujar, Moore.

Absent-excused: Clower, Truan.

### MOTION TO PLACE COMMITTEE SUBSTITUTE SENATE BILL 801 ON SECOND READING

Senator Traeger asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

**C.S.S.B. 801**, Relating to the conservation, storage, and ownership of natural gas, and granting the right of eminent domain over a specific underground stratum and/or the mineral and royalty interest therein, and providing for un

natural gas therefrom by a natural gas storer or any natural gas public utility engaged in either or both the transportation or distribution of natural gas; providing for the procedure therefor; providing for the right of eminent domain over such surface overlying such underground reservoir, as may be reasonably necessary for the use of said underground storage reservoir; providing a nonlitigation clause; providing for the reversion of the underground reservoir and surface to the appropriate owners thereof; providing for the ownership of gas injected in storage.

There was objection.

Senator Traeger then moved to suspend the regular order of business and take up **S.B. 801** for consideration at this time.

The motion was lost by the following vote (Not receiving two-thirds vote of the Members present): Yeas 16, Nays 11.

Yeas: Aikin, Braecklein, Brooks, Creighton, Doggett, Farabee, Hance, Jones of Taylor, Kothmann, Lombardino, Longoria, Parker, Santiesteban, Schwartz, Sherman, Traeger.

Nays: Adams, Harris, Jones of Harris, Mauzy, McKnight, Meier, Mengden, Ogg, Patman, Snelson, Williams.

Absent: Andujar, Moore.

Absent-excused: Clower, Truan.

#### **SENATE BILL 405 ON SECOND READING**

Senator Parker asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

**S.B. 405**, Relating to the compensation of certain peace officers for court appearances.

There was objection.

Senator Parker then moved to suspend the regular order of business and take up **S.B. 405** for consideration at this time.

The motion prevailed by the following vote: Yeas 22, Nays 5.

Yeas: Adams, Braecklein, Brooks, Doggett, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Mauzy, McKnight, Meier, Mengden, Ogg, Parker, Patman, Santiesteban, Schwartz, Snelson, Traeger, Williams.

Nays: Aikin, Creighton, Farabee, Longoria, Sherman.

Absent: Andujar, Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment by the following vote: Yeas 18, Nays 9.

Yeas: Adams, Braecklein, Brooks, Doggett, Harris, Jones of Harris, Kothmann, Lombardino, Mauzy, Meier, Mengden, Ogg, Parker, Santiesteban, Schwartz, Snelson, Traeger, Williams.

Nays: Aikin, Andujar, Creighton, Farabee, Hance, Jones of Taylor, Longoria, Patman, Sherman.

Absent: McKnight, Moore.

Absent-excused: Clower, Truan.

#### SENATE BILL 752 ON SECOND READING

Senator Santiesteban asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

**S.B. 752**, Relating to the fee for a Private Club Late Hours Permit; amending Section 15(f), Article I, Texas Liquor Control Act, as added (Article 666-15f, Vernon's Texas Penal Auxiliary Laws).

There was objection.

Senator Santiesteban then moved to suspend the regular order of business and take up **S.B. 752** for consideration at this time.

The motion prevailed by the following vote: Yeas 18, Nays 9.

Yeas: Andujar, Braecklein, Brooks, Doggett, Farabee, Hance, Harris, Jones of Harris, Kothmann, Lombardino, Longoria, Meier, Mengden, Ogg, Parker, Santiesteban, Schwartz, Traeger.

Nays: Adams, Aikin, Creighton, Jones of Taylor, Mauzy, Patman, Sherman, Snelson, Williams.

Absent: McKnight, Moore.

Absent-excused: Clower, Truan.

The Presiding Officer then laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

#### RECORD OF VOTES

Senators Hance, Adams, Farabee, Creighton, Williams, Jones of Taylor, Patman, Aikin, Snelson, Sherman and Mauzy asked to be recorded as voting "Nay" on the passage of the bill to engrossment.



(President in Chair)

**SENATE BILL 364 ON SECOND READING**

On motion of Senator Ogg and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 364**, Relating to inheritance tax exemptions for a child of a last surviving parent; amending Article 14.02, Title 122A, Taxation—General, Revised Civil Statutes of Texas, 1925, as amended.

The bill was read second time.

Senator Ogg offered the following committee amendment to the bill:

Amend **S.B. 364** by striking all below the enacting clause and substituting the following:

Section 1. Article 14.02, Title 122A, Taxation—General, Revised Civil Statutes of Texas, 1925, as amended, is amended to read as follows:

"Article 14.02. CLASS A. (1) For taxable property ~~that~~ passing to or for the use of husband or wife, or any direct lineal descendant of husband or wife, or any direct lineal descendant or ascendant of the decedent, or to legally adopted child or children, or any direct lineal descendant of adopted child or children of the decedent, or to the husband of a daughter, or the wife of a son, the tax shall be one (1) per cent on any value ~~in excess of Twenty five Thousand Dollars (\$25,000) and~~ not exceeding Fifty Thousand Dollars (\$50,000); two (2) per cent of any value in excess of Fifty Thousand Dollars (\$50,000), and not exceeding One Hundred Thousand Dollars (\$100,000); three (3) per cent on any value in excess of One Hundred Thousand Dollars (\$100,000), and not exceeding Two Hundred Thousand Dollars (\$200,000); four (4) per cent on any value in excess of Two Hundred Thousand Dollars (\$200,000), and not exceeding Five Hundred Thousand Dollars (\$500,000); five (5) per cent on any value in excess of Five Hundred Thousand Dollars (\$500,000), and not exceeding One Million Dollars (\$1,000,000); and six (6) per cent on any value in excess of One Million Dollars (\$1,000,000).

"(2) The first Two Hundred Thousand Dollars (\$200,000) of property transferred to a beneficiary or beneficiaries receiving property under this Article is exempt from taxation under this Chapter. When more than one beneficiary described in this Article receives property, and when the total amount passing under this Article exceeds Two Hundred Thousand Dollars (\$200,000), the amount of the exemption shall be divided among the beneficiaries in a manner proportional to the amount received under this Article by each beneficiary."

"(3) If the decedent was the last surviving parent of a child, there shall be deducted from the value of the property passing to or for the benefit of the child, for the purpose of calculating the amount of the tax imposed under this Article, Five Thousand Dollars (\$5,000) for each year or part of a year that the child is under twenty-one (21) years of age. For the purpose of this Article, the parent-child relationship exists when the child is the legitimate child of the parent, either naturally or by adoption, and the parent-child relationship has not been terminated."

Sec. 2. This Act takes effect on September 1, 1977, and applies to the estates of persons dying after August 31, 1977.

Sec. 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

The committee amendment was read and was adopted.

Senator Ogg offered the following committee amendment to the bill:

Amend Senate Bill 364 by striking all above the enacting clause and substituting the following:

#### A BILL TO BE ENTITLED

#### AN ACT

relating to inheritance tax exemptions; amending Article 14.02, Title 122A, Taxation—General, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

The committee amendment was read and was adopted.

The bill as amended was passed to engrossment.

#### SENATE BILL 364 ON THIRD READING

Senator Ogg moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 364** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 0.

Absent: McKnight.

Absent-excused: Clower, Truan.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 1.

Yeas: Adams, Aikin, Andujar, Braecklein, Brooks, Creighton, Doggett, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Mauzy, Meier, Mengden, Moore, Ogg, Parker, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Williams.

Nays: Longoria.

Absent: McKnight.

Absent-excused: Clower, Truan.

**SENATE BILL 826 ON SECOND READING**

Senator Snelson asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

**S.B. 826**, Relating to licensing and regulation of counselors; and providing penalties.

There was objection.

Senator Snelson then moved to suspend the regular order of business and take up **S.B. 826** for consideration at this time.

The motion prevailed by the following vote: Yeas 23, Nays 4.

Yeas: Andujar, Braecklein, Brooks, Creighton, Doggett, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, Meier, Mengden, Moore, Ogg, Parker, Santiesteban, Schwartz, Sherman, Snelson, Williams.

Nays: Adams, Aikin, Mauzy, Patman.

Absent: McKnight, Traeger.

Absent-excused: Clower, Truan.

The President then laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time.

Senator Snelson offered the following committee amendment to the bill:

Amend **S.B. 826** by adding a period at the end of line 19 after word "agency". Delete lines 20 through 23.

The committee amendment was read and was adopted.

Senator Snelson offered the following committee amendment to the bill:

Amend **S.B. 826** by striking lines 12 through 16 Sec. 3 (8) and substituting in lieu thereof the following:

"other term representing a professionally trained person who helps other people to understand themselves and their educational, personal, and career opportunities."

The committee amendment was read and was adopted.

On motion of Senator Snelson and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

**RECORD OF VOTES**

Senators Aikin, Mauzy and Sherman asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

**SENATE BILL 826 ON THIRD READING**

Senator Snelson moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 826** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 23, Nays 5.

Yeas: Andujar, Braecklein, Brooks, Creighton, Doggett, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Longoria, McKnight, Meier, Mengden, Moore, Ogg, Parker, Santiesteban, Schwartz, Sherman, Snelson, Williams.

Nays: Adams, Aikin, Farabee, Mauzy, Patman.

Absent: Traeger.

Absent-excused: Clower, Truan.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**RECORD OF VOTES**

Senators Adams, Aikin, Mauzy, Patman, Sherman and Farabee asked to be recorded as voting "Nay" on the final passage of the bill.

**SENATE BILL 1198 ON SECOND READING**

Senator Jones of Taylor moved to suspend the regular order of business to take up for consideration at this time:

**S.B. 1198**, Relating to a change of the name of the Railroad Commission of Texas; amending Article 6444, Revised Civil Statutes of Texas, 1925; adding Article 6444a to Chapter 11, Title 112, Revised Civil Statutes of Texas, 1925.

The motion prevailed by the following vote: Yeas 22, Nays 6.

Yeas: Adams, Andujar, Brooks, Creighton, Farabee, Hance, Harris, Jones of Harris, Jones of Taylor, Kothmann, Lombardino, Mauzy, Meier, Mengden, Moore, Ogg, Parker, Santiesteban, Sherman, Snelson, Traeger, Williams.

Nays: Aikin, Doggett, Longoria, McKnight, Patman, Schwartz.

Absent: Braecklein.

Absent-excused: Clower, Truan.

The President then laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time.

Question - Shall the bill be passed to engrossment?

### **MEMORIAL RESOLUTIONS**

**S.R. 616** - by Moore: Memorial resolution for Raymond B. Buchanan.

**S.R. 617** - by Adams: Memorial resolution for Will Nettles.

**S.R. 619** - by Snelson: Memorial resolution for Sam Holt Walk.

**S.R. 620** - by Snelson: Memorial resolution for Thomas F. Daniels.

**S.R. 624** - by Doggett: Memorial resolution for Wilmer Allison.

### **WELCOME AND CONGRATULATORY RESOLUTIONS**

**S.R. 615** - by Hance: Extending welcome to Reverend Bob Mize.

**S.R. 618** - by Brooks: Extending congratulations to Oscar Snowden.

**S.R. 621** - by Snelson: Extending congratulations to Mrs. H. N. (Ada) Phillips.

**S.R. 622** - by Snelson: Extending congratulations to Berte R. Haigh.

**S.R. 623** - By Brooks, Ogg, Mengden, Jones of Harris, Williams, Schwartz: Extending congratulations to University of Houston.

### **RECESS**

On motion of Senator Aikin the Senate at 1:37 o'clock p.m. took recess until 8:30 o'clock a.m. tomorrow.

### **SIXTY-SECOND DAY**

(Continued)

(Friday, May 6, 1977)

### **AFTER RECESS**

The Senate met at 8:30 o'clock a.m. and was called to order by Senator Adams.